

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Confirm. No. 2401  
BONNETTE et al. )  
Serial No. 10/748,451 ) Art Unit: 3734  
Filed: 30 December 2003 ) Examiner: Colello, Erin  
Title: GUIDEWIRE HAVING DEPLOYABLE )  
SHEATHLESS CONVEX FILTER ) Docket No. PS/08-039  
Date: 19 November 2008

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MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450

**AMENDMENT AND RESPONSE  
TO  
FINAL OFFICE ACTION DATED 19 MAY 2008**

Sir/Madam:

Applicants request entry of this *Amendment And Response* before continued examination of the above indentified application for which a request for continued examination (RCE) is filed herewith.

Applicants received a Final Office Action dated 19 May 2008 concerning this application, and it alleged the application to be deficient in the following respects:

- (1) Claims 1, 9, 12-14 and 16 are rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Application Publication 2002/0151927 to *Douk et al.*
- (2) Claims 2-5 and 15 are rejected under 35 U.S.C. 103(a) as being unpatentable over the *Douk et al.* publication.
- (3) Claims 2-5 are rejected under 35 U.S.C. 103(a) as being unpatentable over the *Douk et al.* publication in view of U.S. Patent 6,235,815 to *Kusleika et al.*
- (4) Claims 2-5 are rejected under 35 U.S.C. 103(a) as being unpatentable over the *Douk et al.* publication in view of U.S. Patent 6,562,058 to *Seguin et al.*
- (5) Claims 6-8, 10 and 11 are rejected under 35 U.S.C. 103(a) as being unpatentable over the *Douk et al.* publication in view of U.S. Patent 6,364,895 to *Greenhalgh et al.*

*Amendment And Response To Final Office Action*

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(6) Claims 17 and 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over the *Douk et al.* publication in view of U.S. Patent 6,383,206 to *Gillick et al.*

Before the entry of this *Amendment And Response*, the present application contained forty five (45) claims, twenty seven (27) of which were previously withdrawn. Upon entry of this *Amendment And Response*, the present application will contain sixteen (16) active claims, not including the twenty seven withdrawn claims. Specifically, herein, claims 2 and 16 are canceled and claims 1, 3, 4, 5, 6, 9, 17 and 18 are amended, with claims 7, 8 and 10-15 remaining unchanged. Counting the claims that were previously withdrawn, the application will now contain forty three (43) claims.

Both active and withdrawn claims appear below for the Examiner's convenience. As required by 37 C.F.R. §1.173(c), the changes made herein to the claims have support in the disclosure of the application. Consequently, no new matter has been added to the application by this *Amendment And Response*. Applicants believe that the claims set forth below are patentable, and arguments are provided below in support of patentability over the prior art of record.